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6 IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES OF AMERICA,

10

Plaintiff,

No. CR 06-00144 JSW

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v.

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RENATO MENDOZA MEDINA, PHYLLIS
REYES CUISON, and RAWLIN
CUNDAGAN REYES,

**ORDER ADOPTING REPORT
AND RECOMMENDATION RE
MOTION FOR INQUIRY INTO
POTENTIAL CONFLICT OF
INTEREST**

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Defendants.

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This matter comes before the Court upon consideration of the Report and
Recommendation prepared by Chief Magistrate Judge James Larson on the United States'
motion for inquiry into a potential conflict of interest. As set forth in Chief Magistrate Judge
Larson's Report, the alleged conflict relates to whether attorneys' fees for defendants Phyllis
Reyes Cuisin and Rawlin Cundagan Reyes were being paid by their employer. The Court set
this matter down for a status hearing on March 22, 2007, at which time the parties agreed that
this Court could review sealed documents submitted to Chief Magistrate Judge Larson in
support of Defendants' opposition to the Government's motion.

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Having considered the parties' pleadings, including the materials submitted to Chief
Magistrate Judge Larson, the Court finds the Report and Recommendation correct and well-
reasoned and adopts it in every respect. Accordingly, the Government's motion is GRANTED
IN PART, in that the Court has inquired into whether a conflict exists, and is DENIED IN
PART, in that the Court finds that there is no current conflict of interest and also finds that

1 defendants Cuisin and Reyes have waived any potential conflict of interest. This Order
2 terminates docket no. 69.

3 **IT IS SO ORDERED.**

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5 Dated: March 26, 2007


6 JEFFREY S. WHITE
7 UNITED STATES DISTRICT JUDGE
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